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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/528,391

03/18/2005

Kazuhide Nakazawa

Q86607

7037

23373 7590 02/20/2009  
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EXAMINER

SAGER, MARK ALAN

ART UNIT

PAPER NUMBER

3714

MAIL DATE

DELIVERY MODE

02/20/2009

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10528391	3/18/05	NAKAZAWA ET AL.	Q86607

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**EXAMINER**

M. Sager

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**Commissioner for Patents**

The amendment filed on 11/26/08 is non-compliant because it has failed to meet the requirement of 37 CFR 1.121 or 1.4; however, it is deemed to be a bona fide attempt to reply to all issues raised in prior action in accordance with 37 CFR 1.111. The amendment is unclear as to status of claim 8 since claim 8 was amended in Notice of Allowance mailed April 14, 2008 based upon mutual agreement during interviews conducted in March 2008 as recorded therein, while aforementioned amendment lists claim 8 as original with original claim language. Hence the record is not clear as to whether claim 8 was to be canceled and a new claim [i.e. 10] is being submitted with the original claim 8 language or if this was an oversight in that claim 8 should be as previously amended. In addition, the remarks of cited amendment on bottom page 6 state NAMCO does not teach or suggest that a part of the character would be stationary or restricted as claimed but fails to address the partial translation of JP 2000-61142A that states in part in paragraph 2 therein 'While the attack instruction signal is being inputted by attack button (66), the attack direction of the weapon is changed on the basis of the direction instruction signal while restricting the movement of the game character based on the direction instruction signal (refer to Fig. 21, page 16, lines 30-39).' This partial translation was provided by Applicant in IDS filed 5/15/08 which was not addressed how such interpretation is presently provided. The Office records herein telephonic discussion with Mr. Alan Kasper (25426, counsel of record) to discuss the non-compliance to which Counsel agreed to provide a supplemental response to address the issues mentioned above.

Applicant is given one month or thirty (30) days, whichever is longer, from the maildate of this notice to supply the correction. Extensions of time are available pursuant to 37 CFR 1.136(a).

/M. Sager/  
Primary Examiner, Art Unit 3714